

GAIL FARBER, Director

COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

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IN REPLY PLEASE REFER TO FILE:

June 18, 2013

The Honorable Board of Supervisors County of Los Angeles 383 Kenneth Hahn Hall of Administration 500 West Temple Street Los Angeles, California 90012

Dear Supervisors:

ADOPTED

BOARD OF SUPERVISORS COUNTY OF LOS ANGELES

46 June 18, 2013

Sachi a. Hamai SACHI A. HAMAI EXECUTIVE OFFICER

GRANT OF EASEMENT
FROM THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT
RIO HONDO CHANNEL - PARCEL 30GE
IN THE CITIES OF COMMERCE AND DOWNEY
(SUPERVISORIAL DISTRICTS 1 AND 4)
(3 VOTES)

SUBJECT

This action will allow the Los Angeles County Flood Control District to grant an easement to the County Sanitation Districts of Los Angeles County for sewer pipeline purposes within the Rio Hondo Channel in the Cities of Commerce and Downey.

IT IS RECOMMENDED THAT THE BOARD ACTING AS THE GOVERNING BODY OF THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT:

1. Acting as a responsible agency for the proposed project, after considering the Negative Declaration prepared and adopted by the County Sanitation District No. 2 of Los Angeles County as lead agency, together with any comments received during public review, certify that the Board has independently considered and reached its own conclusions regarding the environmental effects of the project as shown in the Negative Declaration and find on the basis of the whole record before the Board that there is no substantial evidence the project will have a significant effect on the environment.

The Honorable Board of Supervisors June 18, 2013 Page 2

- 2. Find the grant of easement for sewer pipeline purposes and the subsequent use of said easement will not interfere with the use of Rio Hondo Channel Parcel 30GE for any purposes of the Los Angeles County Flood Control District.
- Approve the grant of easement for sewer pipeline purposes from the Los Angeles County Flood Control District to the County Sanitation Districts of Los Angeles County within Rio Hondo Channel Parcel 30GE located in the Cities of Commerce and Downey for \$15,015.
- 4. Delegate authority to the Chief Engineer or her designee to sign the Easement document and authorize delivery to the County Sanitation Districts of Los Angeles County.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of the recommended actions is to obtain approval from the Board, acting as the governing body of the Los Angeles County Flood Control District (LACFCD), to grant a 10-foot-wide easement from the LACFCD to the County Sanitation Districts of Los Angeles County (CSD) for construction, operation, and maintenance of underground sewer pipeline within the Rio Hondo Channel Parcel 30GE in the Cities of Commerce and Downey. The new sewer pipeline and easement will connect to an existing CSD sewer pipeline and easement within Rio Hondo Channel. The CSD requested the easement as part of its Union Street Trunk Sewer Project.

Implementation of Strategic Plan Goals

The Countywide Strategic Plan directs the provisions of Operational Effectiveness (Goal 1) and Integrated Services Delivery (Goal 3). The revenue received from this transaction will help promote fiscal responsibility for the operation and maintenance of flood control facilities. This transaction will also allow for the installation of sewer pipeline services to the area, thereby improving the quality of life for residents of the County of Los Angeles.

FISCAL IMPACT/FINANCING

There will be no impact to the County General Fund.

CSD has offered to pay a total of \$15,015 for the easement and \$6,010 per month for a temporary construction area, which represents the fair market value. This amount will be deposited into the Flood Control District Fund.

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FACTS AND PROVISIONS/LEGAL REQUIREMENTS

Parcel 30GE is located within the Rio Hondo Channel, west of Telegraph Road and east of the Santa Ana Freeway (5 Freeway), in the Cities of Commerce and Downey.

The grant of easement is authorized by Section 2, paragraph 13, of the Los Angeles County Flood Control Act. This Section provides as follows: "The Los Angeles County Flood Control District is hereby declared to be a body corporate and politic, and has all the following powers...13. To lease, sell or dispose of any property (or any interest therein) whenever in the judgment of the board of supervisors of the property, or any interest therein or part thereof, is no longer required for the purposes of the district, or may be leased for any purpose without interfering with the use of the same for the purposes of the district..."

The grant of easement is not considered adverse to the LACFCD's purposes and would not hinder the use of the Rio Hondo Channel as possible transportation, utility, or recreational corridors. Moreover, the Easement document will reserve paramount rights for LACFCD purposes.

County Counsel will approve the Easement document as to form, and subsequent to Board action on this matter and execution by the Chief Engineer or her designee the document will be recorded.

ENVIRONMENTAL DOCUMENTATION

An Initial Study (Enclosure A) was prepared for the project by CSD in compliance with the California Environmental Quality Act (CEQA). The Initial Study showed there is no substantial evidence the project will have a significant effect on the environment. Based on the Initial Study, a Negative Declaration (Enclosure B) was prepared and adopted by CSD on February 22, 2012.

The California Department of Fish and Wildlife (formerly Department of Fish & Game) has determined for purposes of the assessment of CEQA filing fees, Section 711.4(c) of the Fish and Game Code, the project has no potential effect on fish, wildlife, and habitat and does not require payment of a CEQA filing fee. The CEQA Filing Fee No Effect Determination Form filed by the CSD was approved by the Department of Fish and Game on October 26, 2010. Upon the Board finding the project will not have a significant effect on the environment, Public Works will file a Notice of Determination in accordance with Section 21152(a) of the California Public Resources Code and pay the required filing fee with the office of the Registrar-Recorder/County Clerk of the County in the amount of \$75.

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IMPACT ON CURRENT SERVICES (OR PROJECTS)

This action allows for the joint use of the LACFCD's right of way without interfering with the primary mission of the LACFCD.

CONCLUSION

Please return one adopted copy of this letter to the Department of Public Works, Survey/Mapping & Property Management Division.

Respectfully submitted,

Daie Farrer

GAIL FARBER

Director of Public Works

GF:SGS:hp

Enclosure

c: Auditor-Controller (Accounting Division - Asset Management)
Chief Executive Office (Rita Robinson)
County Counsel
Executive Office

ENCLOSURE A

INITIAL STUDY

This Initial Study has been prepared pursuant to the Local Procedures Implementing the California Environmental Quality Act (CEQA) as adopted by the County Sanitation Districts of Los Angeles County.

1. Project Title

Union Street Trunk Sewer, Section 1

2. Description of Project

This project provides a gravity sewer to replace the existing Slauson Avenue Pumping Plant and force main, which were constructed in 1964. The project consists of the construction of approximately 1,100 feet of 18-inch diameter vitrified clay pipe sewer, appurtenant structures, and abandonment of the existing pumping plant and force main. In addition, this project includes construction of a connection from a local sewer to the Joint Outfall "H" Unit 3 Replacement Trunk Sewer, Section 3.

3. Lead Agency Name and Address

County Sanitation District No. 2 of Los Angeles County 1955 Workman Mill Road

Whittier, CA 90601

4. Contact Person and Phone Number

Lysa Gaboudian, Project Engineer (562) 908-4288, extension 2707, Lgaboudian@lacsd.org

5. Zoning

The project is consistent with local zoning and general plans of the area.

6. Project Location

The project begins at an existing sewer immediately southeast of the Rio Hondo Channel, then through private land under the Rio Hondo Channel and under the Rio Hondo Spreading Grounds, continues 600 feet northwesterly on Telegraph Road and terminates about 260 feet south of Slauson Avenue on Telegraph Road, all within the Cities of Pico Rivera, Montebello, Commerce and Downey. The construction of the local sewer connection is located in public right of way at the intersection of Washington Boulevard and Paramount Boulevard, within the City of Pico Rivera.

7. Surrounding Land Uses and Setting

The project is located in an urban area.

8. Public Agencies
Which Must Approve
or Give a Permit for
the Project

City of Pico Rivera, City of Montebello, City of Commerce, City of Downey, Los Angeles Department of Water and Power, Los Angeles County Flood Control District, Metropolitan Transit Authority, Caltrans, South Coast Air Quality Management District, United States Army Corps of Engineers, California Department of Fish and Game, Los Angeles Regional Water Quality Control Board

9. Other Organizations for Distribution or Review Union Pacific Railroad, Department of Public Health, Super 8 Commerce Hotel

| EN | ENVIRONMENTAL FACTORS POTENTIALLY AFFECTED: | | | | | | |
|-------------------------|---|----------------------------------|--|-----------------------------|--|--|--|
| leas | The environmental factors checked below would be potentially affected by this project, involving at least one impact that is a "Potentially Significant Impact" as indicated by the checklist on the following pages. | | | | | | |
| | Aesthetics | | Greenhouse Gas Emissions | | Public Services | | |
| | Agriculture and Forestry Resources | | Hazards & Hazardous Materials | | Recreation | | |
| | Air Quality | | Hydrology / Water Quality | | Transportation / Traffic | | |
| | Biological Resources | | Land Use and Planning | | Utilities / Service Systems | | |
| | Cultural Resources | | Mineral Resources | | Mandatory Findings of Significance | | |
| | Energy Resources | | Noise | | | | |
| | Geology and Soils | | Population / Housing | | | | |
| | FF DETERMINATION: | | | | | | |
| accor Act (ascer | rdance with the Local Proced (CEQA) as adopted by the C | dures to County ed pro | for the Implementation of the Sanitation Districts of Los A | Califo Angele | of this proposed project in ornia Environmental Quality as County for the purpose of act on the environment, has | | |
| | The proposed project Con NEGATIVE DECLARAT | | | ffect | on the environment, and a | | |
| | be a significant effect in the | his cas | ould have a significant effect te because revisions in the pro MITIGATED NEGATIVE DI | oject h | ave been made by or agreed | | |
| | The proposed project I ENVIRONMENTAL IMP | | have a significant effect REPORT is required. | on | the environment, and an | | |
| | unless mitigated" impact analyzed in an earlier do addressed by mitigation m | on the cume easure IMPA | re a "potentially significant is environment, but at least or nt pursuant to applicable less based on the earlier analysi CT REPORT is required, bu | ne eff gal st is as d | ect (a) has been adequately andards, and (b) has been escribed on attached sheets. | | |
| | | | | | | | |
| Date: | October 13, 2010 | | My M | NATH. | 9 | | |
| | | | Supervising Engineer Planning Section | 1/ | | | |

EVALUATION OF ENVIRONMENTAL IMPACTS:

CLASSIFICATION OF ENVIRONMENTAL IMPACTS

<u>Potentially Significant Impact:</u> There is substantial evidence that an effect is significant. An Environmental Impact Report is required. Significant effect on the environment means a substantial, or potentially substantial, adverse change in any of the physical conditions within the area affected by the project including land, air, water, minerals, flora, fauna, ambient noise, and objects of historic or aesthetic significance. An economic or social change by itself is not considered a significant effect on the environment. A social or economic change related to a physical change may be considered in determining whether the physical change is significant. (§15382 CEQA Guidelines)

<u>Potentially Significant Unless Mitigation Incorporated:</u> This classification applies where the incorporation of mitigation measures has reduced an effect from a "Potentially Significant Impact" to a "Less Than Significant Impact."

Less Than Significant Impact: Less Than Significant effect on the environment means an effect which is not significant as defined by § 15382 of the CEQA Guidelines.

| | | | POTENTIALLY SIGNIFICANT IMPACT | LESS THAN SIGNIFICANT WITH MITIGATION INCORPORATED | LESS THAN SIGNIFICANT IMPACT | NO IMPACT |
|----|----|---|--------------------------------------|--|------------------------------------|--------------|
| I. | AE | STHETICS. Would the project: | | | | |
| | a) | Have a substantial adverse effect on a scenic vista? | | | | |
| | b) | Substantially damage scenic resources, including, but not limited to, trees, rock outcroppings, and historic buildings within a state scenic highway? | | | | × |
| | c) | Substantially degrade the existing visual character or quality of the site and its surroundings? | | | × | |
| | d) | Create a new source of substantial light or glare which would adversely affect day or nighttime views in the area? | | | | |

- a-b. The project is not located near any scenic vistas or scenic resources.
 - c. Because all pre-project conditions will be restored, the project will not have any permanent impacts on aesthetics. During construction, there may be a negative aesthetic effect, but this will be minor and temporary.
 - d. A portion of the construction activities may be during nighttime hours. Lights used for night construction will be shielded to minimize light and glare impacts to passing vehicles and businesses. A minor increase in lighting will occur during nighttime construction. This increase will be temporary and the impacts will be less than significant.
- II. AGRICULTURE AND FOREST RESOURCES. In determining whether impacts to agricultural resources are significant environmental effects, lead agencies may refer to the California Agricultural Land Evaluation and Site Assessment Model (1997) prepared by the California Department of Conservation as an optional model to use in assessing impacts on agriculture and farmland. In determining whether impacts to forest resources, including timberland, are significant environmental effects, lead agencies may refer to information compiled by the California Department of Forestry and Fire Protection regarding the state's inventory of forest land, including the Forest and Range Assessment Project and the Forest Legacy Assessment Project; and forest carbon measurement methodology provided in Forest Protocols adopted by the California Air Resources Board. Would the project:

| | | | | POTENTIALLY SIGNIFICANT IMPACT | LESS THAN SIGNIFICANT WITH MITIGATION INCORPORATED | LESS THAN SIGNIFICANT IMPACT | NO IMPACT |
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| | | a) | Convert Prime Farmland, Unique Farmland, or Farmland of Statewide Importance (Farmland), as shown on the maps prepared pursuant to the Farmland Mapping and Monitoring Program of the California Resources Agency, to non-agricultural use? | | | | |
| | | b) | Conflict with existing zoning for agricultural use, or a Williamson Act contract? | | | | \boxtimes |
| | | c) | Conflict with existing zoning for, or cause rezoning of, forest land (as defined in Public Resources Code Section 12220(g)), timberland (as defined by Public Resources Code Section 4526), or timberland zoned Timberland Production (as defined by Government Code Section 51104(g))? | | | | ⊠ |
| | | d) | Result in the loss of forestland or conversion of forest land to non-forest use? | | | | \boxtimes |
| | | e) | Involve other changes in the existing environment, which due to their location or nature, could result in conversion of Farmland, to non-agricultural use or conversion of forest land to non-forest use? | | | | ⊠ |
| | EXPL | .ANA | TION: | | | | |
| i | a – b. | The with | proposed project would not convert any farmland a existing zoning for agricultural use. | to non-agricul | tural use, nor wo | ould it be in c | onflict |
| _ | c – e. | CXIS | proposed project would not convert any forestland ting zoning for forestland or timberland use. The p not impact any forestland, timberland or forest resource. | roposed project | use, nor would i t is located withi | t be in conflic n an urban an | et with |
| | III. | man | QUALITY. Where available, the significance agement or air pollution control district may be ruld the project: | criteria establi elied upon to | shed by the ap make the follow | plicable air o | uality ations. |
| | | a) | Conflict with or obstruct implementation of the applicable air quality plan? | | | | \boxtimes |
| | | b) | Violate any air quality standard or contribute substantially to an existing or projected air quality violation? | | | ⊠ | |
| | | | Result in a cumulatively considerable net increase of any criteria pollutant for which the project region is non-attainment under an applicable federal or state ambient air quality standard (including releasing emissions, which exceed quantitative thresholds for ozone precursors)? | | | ⊠ | |
| | | d) | Expose sensitive receptors to substantial pollutants concentrations? | | | | |

| | | | POTENTIALLY SIGNIFICANT IMPACT | LESS THAN SIGNIFICANT WITH MITIGATION INCORPORATED | LESS THAN SIGNIFICANT IMPACT | NO IMPACT | | |
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| | e) | Create objectionable odors affecting a substantial number of people? | | | Ø | | | |
| EXPL | ANA | ATION: | | | • | | | |
| a. | Th | e proposed project will not conflict with or obstruc | ct the implement | ation of any air q | uality plans. | | | |
| b. | Th qu | e proposed project will comply with all applicable antities of pollutants. | e air quality star | ndards and will r | not produce si | gnific an t | | |
| c. | The proposed project is located in the South Coast Air Basin, which is classified as an extreme non-attainment area for ozone and serious non-attainment area for PM ₁₀ and CO. The proposed project is anticipated to generate minor amounts of NOx, CO, SO ₂ , ROG, and PM ₁₀ , which are below the South Coast Air Quality Management District's construction significance thresholds. Therefore, the proposed project will not result in a cumulatively considerable net increase of any criteria pollutant. | | | | | | | |
| d. | Th | e project will not expose sensitive receptors to subs | stantial concentr | ations of pollutar | nts. | | | |
| е. | Minimal odors, only at the construction site, may be released during the connection of the proposed sewer to the existing sewer. These odors are minimal and their impacts would be less than significant. | | | | | | | |
| IV. | BIG | DLOGICAL RESOURCES. Would the project: | | | | | | |
| | a) | Have a substantial adverse effect, either directly or through habitat modifications, on any species identified as a candidate, sensitive, or special status species in local or regional plans, policies, or regulations, or by the California Department of Fish and Game or U.S. Fish and Wildlife Service? | | | | | | |
| | b) | Have a substantial adverse effect on any riparian habitat or other sensitive natural community identified in local or regional plans, policies, regulations or by the California Department of Fish and Game or U.S. Fish and Wildlife Service? | | | | Ø | | |
| | c) | Have a substantial adverse effect on federally protected wetlands as defined by Section 404 of the Clean Water Act (including, but not limited to, marsh, vernal pool, coastal, etc.) through direct removal, filling, hydrological interruption, or other means? | | | | ⊠ | | |
| | d) | Interfere substantially with the movement of any native resident or migratory fish or wildlife species or with established native resident or migratory wildlife corridors, or impede the use of native wildlife nursery sites? | | | | | | |
| | e) | Conflict with any local policies or ordinances protecting biological resources, such as a tree preservation policy or ordinance? | | | | ☒ | | |

| - | | | POTENTIALLY SIGNIFICANT IMPACT | LESS THAN SIGNIFICANT WITH MITIGATION INCORPORATED | LESS THAN SIGNIFICANT IMPACT | NO IMPACT |
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| | f | Conflict with the provisions of an adopted Habitat Conservation Plan, Natural Community Conservation Plan, or other approved local, regional, or state habitat conservation plan? | | | Ô | × |
| EXI | PLAI | NATION: | - | | | • |
| a – b | th se no | alf of the project will occur within paved road. A scharge basin that is sparsely vegetated with non-ne concrete-lined Rio Hondo Channel. A review of expected to have any impact on any species identify will it have any impact on riparian habitat or other offices or regulations. | ative species. To of the California expected due to I tified as a candid | he remaining 30 Natural Diversit ack of habitat. T | percent will by Database yield herefore the percent status | be under elded no project is |
| c | . T | ne project will not impact any federally protected w | etland defined by | Section 404 of | he Clean Wat | er Act. |
| d | l. Ti | ne project will not interfere with any migratory movidifie nursery sites. | | | | |
| e – f. | Tł co | ne project will not conflict with any local policies on inflict with any Habitat Conservation Plans or Natural Conservation Pl | r ordinances prot ral Community C | ecting biological onservation Plan | resources, no s. | or will it |
| ٧. | CU | JLTURAL RESOURCES. Would the project: | | | | |
| | a) | Cause a substantial adverse change in the significance of a historical resource as defined in §15064.5? | | | | × |
| | b) | Cause a substantial adverse change in the significance of an archaeological resource pursuant to §15064.5? | | | | × |
| | c) | Directly or indirectly destroy a unique paleontological resource or site or unique geologic feature? | | | | |
| | d) | Disturb any human remains, including those interred outside of formal cemeteries? | . 🗆 | | | \boxtimes |
| EXPL | ANA | TION: | | | | |
| a. | The the | project is located within public right of way and p project site, and no impact will result. | rivate property. | No historic struc | tures are loca | ted on |
| b – d. | i ne | project is located in areas that have already u refore, the likelihood that any previously unknow overed on the site is remote. | ndergone signifi n archaeological | cant disturbance or other cultura | and develop I resources w | oment. vill be |
| VI. | ENE | ERGY RESOURCES. Would the project: | - | | | |
| | a) | Conflict with adopted energy conservation plans? | | | | \boxtimes |
| | b) | Use non-renewable resources in a wasteful and | | | | \boxtimes |

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LESS THAN SIGNIFICANT IMPACT

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| | | ~ : | и. |

a - b. The proposed sewer project does not require significant amounts of energy and would not conflict with adopted energy conservation plans or use non-renewable resources in a wasteful manner. Furthermore, the proposed gravity sewer would replace the existing Slauson Avenue Pumping Plant, resulting in an energy savings of about 37,000 kW hr/yr.

| VII. | GE | GEOLOGY AND SOILS. Would the project: | | | | | | | | | | |
|------|----|---------------------------------------|---|--|--|---|-------------|--|--|--|--|--|
| | a) | subs | ose people or structures to potential stantial adverse effects, including the risk oss, injury, or death involving: | | | | | | | | | |
| | | i) | Rupture of a known earthquake fault, as delineated on the most recent Alquist-Priolo Earthquake Fault Zoning Map issued by the State Geologist for the area or based on other substantial evidence of a known fault? Refer to Division of Mines and Geology Special Publication 42. | | | | | | | | | |
| | | ii) | Strong seismic ground shaking? | | | | \boxtimes | | | | | |
| | | iii) | Seismic-related ground failure, including liquefaction? | | | | Ø | | | | | |
| | | iv) | Landslides? | | | | \boxtimes | | | | | |
| | b) | Resu topso | lt in substantial soil erosion or the loss of oil? | | | | \boxtimes | | | | | |
| | с) | unsta result on- o | becated on a geologic unit or soil that is able, or that would become unstable as a tof the project, and potentially result in r off-site landslide, lateral spreading, dence, liquefaction or collapse? | | | Ø | | | | | | |
| | d) | Table | cated on expansive soil, as defined in 218-1-B of the Uniform Building Code 1), creating substantial risks to life or arty? | | | | | | | | | |
| | e) | the us | soils incapable of adequately supporting see of septic tanks or alternative swater disposal systems where sewers are vailable for the disposal of wastewater? | | | | × | | | | | |
| | | | | | | | | | | | | |

- a. The proposed project is located in areas that have already been significantly altered through development and would not subject people or structures to seismic risk or unstable soils.
- b-c. The subbedding and backfilling have been designed to prevent any subsidence. After the project is completed, the existing surface conditions will be restored through compaction and regrading.
 - d. The project site is not located on expansive soil, as defined in Table 18-1-B of the Uniform Building Code.
 - e. The subbedding and backfilling have been designed to support the proposed sewer project.

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| V | W. | GREENHOUSE GAS EMISSIONS. Would the pro | ject: | | | |
| | a | Generate greenhouse gas emissions, either directly or indirectly, that may have a significant impact on the environment? | | | | |
| | b | Conflict with an applicable plan, policy or regulation adopted for the purpose of reducing the emissions of greenhouse gases? | | | × | |
| EX | (PLA | NATION: | | | | |
| | TI Que dia an les The sup has pro | reenhouse gas production. The Districts production on servation of fossil fuels and reduction in greenhouse on,000 MW-hr of power offsetting 230,000 metric to mewable energy to power 130,000 homes. In fisc 3,000 acre-feet of treated wastewater. Assuming apported water, these recycled water efforts have avoid the proposed project will only generate greenhouse unality Management District (SCAQMD) has proposed quivalent to the construction and ongoing emission and its initial study is much smaller than the asseconstruction equipment and over less time and was, the greenhouse gas emissions from the proposed gested by the SCAQMD guidelines, will be well believe a less than significant impact on greenhouse gas guitt and its energy demand, this project will result oposed project will have a less than significant impact required to keep equipment well maintained and limit | suse gas emissions of CO ₂ equival year 2008/20 this water woulded 210,000 M gases during of a significance of the significance of the significance of a savings of the significance of a savings of the significance o | ons. In 2009, the valents (MT CO) 09, the Districts do otherwise has Whr of power of the threshold of 10 00 home reside difficance threshold ewer project (one do life of that project and will complete threshold it is production of the project and will complete threshold difficance threshold district about 11 MT Consideration. | e Districts pro- eq.). This is a beneficially be been suppl ffsetting 61,00 he South Coa 0,000 MT CO ntial develope d of 7,000 MT contial develope d of 7,0 | oduced enough reused ied by 00 MT ast Air by eq/yr ment). If CO ₂ 4-inch project equire gases. Life as et will uping s. the |
| IX. | НА | ZARDS AND HAZARDOUS MATERIALS. Woul | d the project: | | | |
| | a) | Create a significant hazard to the public or the environment through the routine transport, use, or disposal of hazardous materials? | | | | |
| | b) | Create a significant hazard to the public or the environment through reasonably foreseeable upset and accident conditions involving the release of hazardous materials into the environment? | | | | ⊠ |
| | c) | Emit hazardous emissions or handle hazardous or acutely hazardous materials, substances, or waste within one-quarter mile of an existing or | | | | Ø |

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| d) | Be located on a site which is included on a list of hazardous materials sites compiled pursuant to Government Code Section 65962.5 and, as a result, would it create a significant hazard to the public or the environment? | | | | Ø |
| e) | For a project located within an airport land use plan or, where such a plan has not been adopted, within two miles of a public airport or public use airport, would the project result in a safety hazard for people residing or working in the project area? | | | | × |
| f) | For a project located within the vicinity of a private airstrip, would the project result in a safety hazard for people residing or working in the project area? | | | | × |
| g) | Impair implementation of or physically interfere with an adopted emergency response plan or emergency evacuation plan? | | | ⊠ | |
| h) | Expose people or structures to a significant risk of loss, injury or death involving wildland fires, including where wildlands are adjacent to urbanized areas or where residences are intermixed with wildlands? | | | | |

- a-c. Due to its nature, this project will not result in any risk of accidental release of hazardous substances or hazardous emissions. Although direct contact with wastewater could be considered a potential health hazard, the project will be conducted in a manner that prevents public exposure to untreated wastewater. A portion of the project will be constructed through the Rio Hondo Spreading Grounds. To minimize the potential for groundwater contamination from a sewer leak, the sewer line will be constructed using extra strength vitrified clay pipe or fiberglass reinforced pipe with compression joints. These pipes and joints do not leak when properly installed and construction will be closely inspected to ensure proper installation. There are no indications that the project area contaminated soils. A small portion of the project will be constructed through the outermost edge of a long-inactive landfill (now covered by a hotel). The Contractor will be required to test excavation spoils with organic vapor analyzers and test the excavation area with gas detection equipment to ensure explosive or hazardous gases are not emitted. The Contractor will also be required to abide by all requirements developed by the South Coast Air Quality Management District for this project. In the unlikely event that contaminated soils are encountered, the Contractor will be required to handle and mitigate contaminated soils in accordance with the requirements of the South Coast Air Quality Management District's Rule 1166 "VOC Contaminated Soil Management Plan."
 - d. The project is not located on a site which is included on a list of hazardous materials sites compiled pursuant to Government Code Section 65962.5.
- e-f. The proposed project will not impact any airport or airstrip.
 - g. The proposed project will have a temporary, but less than significant, impact on emergency response due to its effects on traffic. Even so, necessary traffic control permits will be obtained prior to the start of construction so that the appropriate agencies may plan accordingly.
 - h. The project will not expose people or structures to a risk of wildland fires.

| | *** | | POTENTIALLY SIGNIFICANT IMPACT | LESS THAN SIGNIFICANT WITH MITIGATION INCORPORATED | LESS THAN SIGNIFICANT IMPACT | NO IMPACT |
|----|-----|--|--------------------------------------|--|------------------------------------|--------------|
| X. | Н | YDROLOGY AND WATER QUALITY. Would t | he project: | | | |
| | a) | Violate any water quality standards or waste discharge requirements? | | | | |
| | b) | Substantially deplete groundwater supplies or interfere substantially with groundwater recharge such that there would be a net deficit in aquifer volume or a lowering of the local groundwater table level (e.g., the production rate of pre-existing nearby wells would drop to a level which would not support existing land uses or planned uses for which permits have been granted)? | | | | |
| | c) | Substantially alter the existing drainage pattern of the site or area, including through the alteration of the course of a stream or river, in a manner, which would result in substantial erosion or siltation on- or off-site? | | | | ⊠ |
| | d) | Substantially alter the existing drainage pattern of the site or area, including through the alteration of the course of a stream or river, or substantially increase the rate or amount of surface runoff in a manner, which would result in flooding on- or off-site? | | | | |
| | e) | Create or contribute runoff water which would exceed the capacity of existing or planned stormwater drainage systems or provide substantial additional sources of polluted runoff? | | | | |
| | f) | Otherwise substantially degrade water quality? | | | | \boxtimes |
| | g) | Place housing within a 100-year flood hazard area as mapped on a federal Flood Hazard Boundary or Flood Insurance Rate Map or other flood hazard delineation map? | | | | ⊠ |
| | h) | Place within a 100-year flood hazard area structures which would impede or redirect flood flows? | | | | |
| • | i) | Expose people or structures to a significant risk of loss, injury or death involving flooding, including flooding as a result of the failure of a levee or dam? | | | | ☒ |
| | j) | Inundation by seiche, tsunami, or mudflow? | | | | \boxtimes |
| | | | | | | |

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| | | | | | |

- a. The proposed project will not violate any water quality standards or waste discharge requirements.
- b. The proposed project will temporarily affect the Rio Hondo Spreading Grounds, where about 150 feet of sewer line will be constructed. The Sanitation Districts will work with the Los Angeles County Flood Control District to divert water to other spreading ground basins until the project is completed. Therefore, the project will not deplete groundwater supplies or interfere with groundwater recharge such that there would be a net deficit in aquifer volume or a lowering of the local groundwater table level.
- c-d. The project will be constructed during the dry season. Minimal dry weather nuisance runoff within the Rio Hondo Channel will be controlled by sandbagging during construction to keep the immediate construction area dry (channelized to desired points in the channel; no pumping or damming of water). The proposed project will not alter the existing drainage pattern, resulting in erosion or siltation or flooding on- or off-site.
- e-f. The District's contractor will select and implement appropriate Best Management Practices (BMPs) for this project that minimize storm water runoff and are protective of water quality standards. Examples include:
 - (1) Conduct an inventory of the products used and/or expected to be used and the end products that are produced and/or expected to be produced.
 - (2) Cover and berm loose stockpiled construction materials that are not actively being used (i.e. soil, spoils, aggregate, fly-ash, stucco, hydrated lime, etc.).
 - (3) Store chemicals in watertight containers or in a storage shed (completely enclosed), with appropriate secondary containment to prevent any spillage or leakage.
 - (4) Minimize exposure of construction materials with precipitation.
 - (5) Place all equipment or vehicles, which are to be fueled, maintained and stored in a designated area fitted with appropriate BMPs.
 - (6) Clean leaks immediately and dispose of leaked materials properly.
- g-i. The proposed project will not place structures or housing within a 100-year flood hazard area or expose people or structures to the risk of flooding.
 - j. No risk of inundation by seiche, tsunami, or mudflow exists from this project.

| XI. | LAND USE AND PLANNING. Would the project: | | | | | | | | |
|-----|---|--|--|--|--|-------------|--|--|--|
| | a) | Physically divide an established community? | | | | \boxtimes | | | |
| | ь) | Conflict with applicable land use plan, policy, or regulation of an agency with jurisdiction over the project (including, but not limited to the general plan, specific plan, local coastal program, or zoning ordinance) adopted for the purpose of avoiding or mitigating an environmental effect? | | | | | | | |
| | c) | Conflict with any applicable habitat conservation plan or natural community conservation plan? | | | | Ø | | | |

- a b. The proposed project involves construction of an underground sewer. As all pre-project conditions will be restored upon completion, the project will not have any impacts on land use, zoning, or the physical arrangement of the community.
 - c. No habitat conservation plan or natural community conservation plan applies to the site.

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| XII. | M | INERAL RESOURCES. Would the project: | | | | · · · · · |
| | a) | Result in the loss of availability of a known mineral resource that would be of future value to the region and the residents of the state? | | | | × |
| | b) | Result in the loss of availability of a locally- important mineral resource recovery site delineated on a local general plan, specific plan or other land use plan? | | | | × |
| EXP | LANA | ATION: | | | | |
| a – b. | Th | e proposed project would not involve the use or dep | letion of any m | ineral resources i | n the area. | |
| XIII. | NO | DISE. Would the proposal result in: | | | | |
| | a) | Exposure of persons to or generation of noise levels in excess of standards established in the local general plan or noise ordinance, or applicable standards of other agencies? | | | Ø | |
| | b) | Exposure of people to or generation of excessive groundborne vibration or groundborne noise levels? | | | | |
| | c) | A substantial permanent increase in ambient noise levels in the project vicinity above levels existing without the project? | | | | |
| | d) | A substantial temporary or periodic increase in ambient noise levels in the project vicinity above levels existing without the project? | | | Ø | |
| | e) | For a project located within an airport land use plan or, where such a plan has not been adopted, within two miles of a public airport or public use airport, would the project expose people residing or working in the project area to excessive noise levels? | | | | × |
| | f) | For a project within the vicinity of a private airstrip, would the project expose people residing or working in the project area to excessive noise levels? | | | | × |
| EXPLA | NA7 | TION: | | | | |
| a – b. | Construction noise and/or vibration will be kept to levels that comply with any noise standard or ordinance. | | | | | |
| c – d. | No permanent increase in the ambient noise level will result from the proposed project. However, a temporary increase in ambient noise levels will occur during construction. This increase will be minor and the impacts will be less than significant. | | | | | |
| e – f. | The proposed project will not impact any airport or airstrip. | | | | | |

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| XIV. | PO | PULA | ATION AND HOUSING. Would the project: | | | | · · · · · · · · · · · · · · · · · · · |
| | a) | area new exa | uce substantial population growth in an a, either directly (for example, by proposing homes and businesses) or indirectly (for mple, through extension of roads or other astructure)? | | | ⊠ | |
| | b) | hou | place substantial numbers of existing sing, necessitating the construction of acement housing elsewhere? | | | | |
| | c) | nece | place substantial numbers of people, essitating the construction of replacement sing elsewhere? | | | | |
| EXPL | ANA' | ΓΙΟΝ | : | | | | |
| a. b – c. | a. Although the proposed project will provide additional capacity for the conveyance of wastewater, the impact on population growth will be less than significant. The wastewater flow to be conveyed by the proposed sewer is limited by the treatment capacity of the receiving treatment plant, which has been sized to a level that is consistent with the locally adopted regional growth forecast. The impacts associated with this growth are addressed in local and regional environmental assessments previously prepared for planned growth in the District's service area, which includes the Cities of Pico Rivera, Montebello, Commerce, and Downey. c. The proposed project will not displace any existing housing or people. | | | | | | |
| XV. | PUBLIC SERVICES. | | | | | | |
| | a) Would the project result in substantial adverse physical impacts associated with the provision of new or physically altered governmental facilities, need for new or physically altered governmental facilities, the construction of which could cause significant environmental impacts, in order to maintain acceptable service ratios, response times or other performance objectives for any of the public services: | | | | | | |
| | | i) | Fire protection? | | | | \boxtimes |
| | | ii) | Police protection? | | | | \boxtimes |
| | | iii) | Schools? | | | | \boxtimes |
| | | iv) | Parks? | | | | \boxtimes |
| | | v) | Other public facilities? | | | | X |
| EXPLANATION: | | | | | | | |
| a. | This | projec | t will not result in a need for any additional pu | ıblic services. | | | |

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| XVI. | RE | CREATION. | | | | |
| | a) | Would the project increase the use of existing neighborhood and regional parks or other recreational facilities such that substantial physical deterioration of the facility would occur or be accelerated? | | | | |
| | b) | Does the project include recreational facilities or require the construction or expansion of recreational facilities, which might have an adverse physical effect on the environment? | | | | ⊠ |
| EXPL | ANA | TION: | | | | |
| a – b. | The add | e project will not increase the use of existing relitional recreational facilities. | creational facil | ities, nor will it | create a den | nand for |
| XVII. | TR | ANSPORTATION/TRAFFIC. Would the project: | | | | |
| | a) | Conflict with an applicable plan, ordinance or policy establishing measures of effectiveness for the performance of the circulation system, taking into account all modes of transportation including mass transit and non-motorized travel and relevant components of the circulation system, including but not limited to intersections, streets, highways and freeways, pedestrian and bicycle paths, and mass transit? | | | ⊠ | |
| | b) | Conflict with an applicable congestion management program, including, but not limited to level of service standard and travel demand measures, or other standards established by the county congestion management agency for designated roads or highways? | | | | |
| | c) | Result in a change in air traffic patterns, including either an increase in traffic levels or a change in location that results in substantial safety risks? | | | | × |
| | d) | Substantially increase hazards due to a design feature (e.g., sharp curves or dangerous intersections) or incompatible uses (e.g., farm equipment)? | | | | ⊠ |
| | e) | Result in inadequate emergency access? | | | \boxtimes | |
| | f) | Conflict with adopted policies, plans, or programs regarding public transit, bicycle, or pedestrian facilities, or otherwise decrease the performance or safety of such facilities? | | | ⊠ | |

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- During construction, the project may cause a minor increase in vehicle trips and some traffic congestion on streets and at intersections. There is also a potential for bicycle paths and pedestrian traffic to be temporarily diverted for safety purposes. However, the construction related transportation impact will not increase the level of service for any mode of transportation. Construction related traffic will be limited to off-peak commute hours to the extent feasible, and any needed control measures such as a Construction Traffic Management Plan will be coordinated with the responsible agencies. Such a management plan would comply with local ordinances and policies for performance of the circulation system and standards of the county when applicable. Alternate access to adjoining properties will be maintained at all times. The project will not impact highway or freeway traffic. Pre-construction conditions will be restored and impacts will be temporary (only during construction). Therefore, transportation-related impacts will be less than significant.
 - c. No air traffic patterns will be affected by the proposed project.
 - d. No road or design hazards are associated with the proposed sewer project.
 - e. Construction of a sewer may temporarily affect emergency access, but this impact will not be permanent, as all pre-project conditions will be restored. All necessary traffic control permits will be obtained prior to the start of construction so that the appropriate agencies may plan accordingly.
 - f. During construction, bicycle routes and pedestrian traffic may be temporarily diverted to protect rider and pedestrian safety. The project will not conflict with adopted policies, plans, or programs regarding public transit, bicycle, or pedestrian facilities, or otherwise decrease the performance or safety of such facilities.

| XVIII. | UTI | LITIES AND SERVICE SYSTEMS. Would the | project: | | |
|--------|-----|--|----------|---|---|
| | a) | Exceed wastewater treatment requirements of the applicable Regional Water Quality Control Board? | | | × |
| | b) | Require or result in the construction of new water or wastewater treatment facilities or expansion of existing facilities, the construction of which could cause significant environmental effects? | | | |
| | c) | Require or result in the construction of new storm water drainage facilities or expansion of existing facilities, the construction of which could cause significant environmental effects? | | | |
| | d) | Have sufficient water supplies available to serve the project from existing entitlements and resources, or are new or expanded entitlements needed? | | | ☒ |
| | e) | Result in a determination by the wastewater treatment provider which serves or may serve the project that it has adequate capacity to serve the project's projected demand in addition to the provider's existing commitments? | | | |
| | f) | Be served by a landfill with sufficient permitted capacity to accommodate the project's solid waste disposal needs? | | ☒ | |

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| | g) Comply with federal, state, and local statutes and regulations related to solid waste? | | | | Ø |
| EXPL | ANATION: | | | | |
| a-e, | The project does not create the need for any additi project adds capacity to the existing sewer, but does n | ons or alteration ot in itself create | ns to any of the the need for ne | above system w systems. | ms. The |
| f – g. | The proposed project involves a minimal amount of construction materials being wasted during construction. Excavated soil from the site will be used as fill material to the extent feasible. Soil and asphalt that must be removed will be reused at another site or sent to a landfill where it can be beneficially reused as cover material or road base. The proposed project complies with all regulations related to solid waste and will not significantly impact the waste management structure of Los Angeles County. | | | | |
| XIX. | MANDATORY FINDINGS OF SIGNIFICANCE. | | | | |
| | a) Does the project have the potential to degrade the quality of the environment, substantially reduce the habitat of a fish or wildlife species, cause a fish or wildlife population to drop below self-sustaining levels, threaten to eliminate a plant or animal community, reduce the number or restrict the range of a rare or endangered plant or animal or eliminate important examples of the major periods of California history or prehistory? | | | | |
| | b) Does the project have impacts that are individually limited, but cumulatively considerable? ("Cumulatively considerable" means that the incremental effects of a project are considerable when viewed in connection with the effects of past projects, the effects of other current projects, and the effects of probable future projects.) | | | | ⊠ |
| · | c) Does the project have environmental effects which will cause substantial adverse effects on human beings, either directly or indirectly? | | | | |

MITIGATION

No mitigation measures are required for this project.

NATIVE AMERICAN HERITAGE COMMISSION 915 CAPITOL MALL, ROOM 364 SACRAMENTO, CA 95814 (916) 653-6251 Fax (916) 657-5390

Web Site www.nahc.ca.goy e-mail: ds_nahc@pecball.net



November 9, 2010

Ms. Lysa Gaboudian

Los Angeles County Sanitation Districts

1955 Workman Mill Road Whittier, CA 91401

Re: SCH#2010101040 CEQA Notice of Completion; proposed Negative Declaration for the Union Street Trunk Sewer, Section 1; located from the Rio Hondo Channel to near Slauson Avenue on Telegraph Road, within the cieties of Pico Rivera, Montebello, commerce and Downey: Los Angeles County, California

Dear Ms. Gaboudian:

The Native American Heritage Commission (NAHC) is the state 'trustee agency' pursuant to Public Resources Code §21070 for the protection and preservation of California's Native American Cultural Resources. (Also see Environmental Protection Information Center v. Johnson (1985) 170 Cal App. 3rd 604). The California Environmental Quality Act (CEQA - CA Public Resources Code §21000-21177, amendment effective 3/18/2010) requires that any project that causes a substantial adverse change in the significance of an historical resource. that includes archaeological resources, is a 'significant effect' requiring the preparation of an Environmental Impact Report (EIR) per the California Code of Regulations §15064.5(b)(c)(f) CEQA guidelines). Section 15382 of the CEQA Guidelines defines a significant impact on the environment as "a substantial, or potentially substantial, adverse change in any of physical conditions within an area affected by the proposed project, including ... objects of historic or aesthetic significance. The lead agency is required to assess whether the project will have an adverse impact on these resources within the 'area of potential effect (APE), and if so, to mitigate that effect. State law also addresses Native American Religious Expression in Public Resources Code §5097.9.

The Native American Heritage Commission did perform a Sacred Lands File (SLF) search in the NAHC SLF Inventory, established by the Legislature pursuant to Public Resources Code §5097.94(a) and Native American Cultural Resources were not identified within one-half mile of the Area of Potential Effect (APE). It is important to do early consultation with Native American tribes in your area as the best way to avoid unanticipated discoveries once a project is underway and to learn of any sensitive cultural areas. Enclosed are the names of the culturally affiliated tribes and interested Native American individuals that the NAHC recommends as 'consulting parties,' for this purpose, that may have knowledge of the religious and cultural significance of the historic properties in the project area (e.g. APE). A Native American Tribe or Tribal Elder may be the only source of information about a cultural resource.. Also, the NAHC recommends that a Native American Monitor or Native American culturally knowledgeable person be employed whenever a professional archaeologist is employed during the 'Initial Study' and in other phases of the environmental planning processes.

Furthermore the NAHC recommends that you contact the California Historic Resources Information System (CHRIS) of the Office of Historic Preservation (OHP), for 1-2

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information on recorded archaeological data. This information is available at the OHP Office in Sacramento (916) 445-7000.

Consultation with tribes and interested Native American tribes and interested Native American individuals, as consulting parties, on the NAHC list ,should be conducted in compliance with the requirements of federal NEPA (42 U.S.C. 4321-43351) and Section 106 and 4(f) of federal NHPA (16 U.S.C. 470 [f)]et seq.), 36 CFR Part 800.3, the President's Council on Environmental Quality (CSQ; 42 U.S.C. 4371 et seq.) and NAGPRA (25 U.S.C. 3001-3013), as appropriate. The 1992 Secretary of the Interior's Standards for the Treatment of Historic Properties were revised so that they could be applied to all historic resource types included in the National Register of Historic Places and including cultural landscapes. Consultation with Native American communities is also a matter of environmental justice as defined by California Government Code §65040.12(e).

Lead agencies should consider avoidance, as defined in Section 15370 of the California Environmental Quality Act (CEQA) when significant cultural resources could be affected by a project. Also, Public Resources Code Section 5097.98 and Health & Safety Code Section 7050.5 provide for provisions for accidentally discovered archeological resources during construction and mandate the processes to be followed in the event of an accidental discovery of any human remains in a project location other than a 'dedicated cemetery. Discussion of these should be included in your environmental documents, as appropriate.

The authority for the SLF record search of the NAHC Sacred Lands Inventory, established by the California Legislature, is California Public Resources Code §5097.94(a) and is exempt from the CA Public Records Act (c.f. California Government Code §6254.10). The results of the SLF search are confidential. However, Native Americans on the attached contact list are not prohibited from and may wish to reveal the nature of identified cultural resources/historic properties. Confidentiality of "historic properties of religious and cultural significance' may also be protected the under Section 304 of the NHPA or at the Secretary of the Interior' discretion if not eligible for listing on the National Register of Historic Places. The Secretary may also be advised by the federal Indian Religious Freedom Act (cf. 42 U.S.C, 1996) in Issuing a decision on whether or not to disclose items of religious and/or cultural significance identified in or near the APE and possibly threatened by proposed project activity.

CEQA Guidelines, Section 15064.5(d) requires the lead agency to work with the Native Americans identified by this Commission if the Initial Study identifies the presence or likely presence of Native American human remains within the APE. CEQA Guidelines provide for agreements with Native American, identified by the NAHC, to assure the appropriate and dignified treatment of Native American human remains and any associated grave liens. Although tribal consultation under the California Environmental Quality Act (CEQA; CA Public Resources Code Section 21000 – 21177) is 'advisory' rather than mandated, the NAHC does request 'lead agencies' to work with tribes and interested Native American individuals as 'consulting parties,' on the list provided by the NAHC in order that cultural resources will be protected. However, the 2006 SB 1059 the state enabling legislation to the Federal Energy Policy Act of 2005, does mandate tribal consultation for the 'electric transmission corridors. This is codified in the California Public Resources Code, Chapter 4.3, and §25330 to Division 15, requires consultation with California Native American tribes, and identifies both federally recognized and non-federally recognized on a list maintained by the NAHC

Health and Safety Code §7050.5, Public Resources Code §5097.98 and Sec. §15064.5 (d) of the California Code of Regulations (CEQA Guidelines) mandate procedures to be followed, including that construction or excavation be stopped in the event of an accidental discovery of any human remains in a location other than a dedicated cemetery until the county coroner or medical examiner can determine whether the remains are those of a Native American. Note

that §7052 of the Health & Safety Code states that disturbance of Native American cemeteries

Please feel free to contact me at (916) 653-6251 if you have any questions.

Sincerely,

is a felony.

Dave Singleton

Program Analyst

Attachment: List of Culturally Affiliated Native American Contacts

Cc: State Clearinghouse

November 9, 2010

LA City/County Native American Indian Comm Ron Andrade, Director 3175 West 6th Street, Rm. Los Angeles - CA 90020 randrade@css.lacounty.gov (213) 351-5324

Gabrielino Tongva Nation Sam Dunlap, Chairperson P.O. Box 86908 Los Angeles . CA 90086

samduniap@earthlink.net

Gabrielino Tongva

(213) 386-3995 FAX

(909) 262-9351 - cell

Ti'At Society/Inter-Tribal Council of Pimu Clndi M. Alvitre, Chairwoman-Manisar 6515 E. Seaside Walk, #C Gabrielino Long Beach . CA 90803 calvitre@yahoo.com (714) 504-2468 Cell

Gabriellno Tongva Indians of California Tribal Council Robert F. Doramae, Tribai Chair/Cultural P.O. Box 490 Gabrielino Tongva Beiiflower . CA 90707 qtonqva@verizon.net 562-761-6417 - voice 562-925-7989 - fax

Tongva Ancestral Territorial Tribal Nation John Tommy Rosas, Tribal Admin.

Gabrielino Tongva

tattniaw@gmail.com

(626) 286-1758 - Home

(626) 286-1262 -FAX

310-570-6567

Gabrielino-Tongva Tribe Bernle Acuna 1875 Century Pk East #1500 Gabrielino Los Angeles . CA 90067 (310) 428-7720 - cell (310) 587-2281

Gabrieleno/Tongva San Gabriel Band of Mission Anthony Morales, Chairperson PO Box 693 Gabrielino Tongva San Gabriel , CA 91778 GTTribalcouncii@aol.com (626) 286-1632

Shoshoneon Gabrieleno Band of Mission Indians Andy Salas, Chairperson PO Box 393 Gabrieleno Covina , CA 91723 (626)926-41"31 gabirelenoindians@yahoo. com 213) 688-0181 - FAX

This list is current only as of the date of this document.

Distribution of this list does not relieve any person of statutory responsibility as defined in Section 7050.5 of the Health and Sefety Code, Section 5097.94 of the Public Resources Code and Section 5097.98 of the Public Resources Code. Also, federal National Environmental Policy Act (NEPA), National Historic Preservation Act, Section 106 and fed eral NAGPRA. And 35 CFR Part 800.

This list is only applicable for contacting local Native Americans for consultation purposes with regard to cultural resources impact by the proposed SCH#2010101040; CEQA Notice of Completion; proposed Negative Declaration for the Union Street Trunk Sewer, Section 1; located in the cities of Pico Rivers, Montebello, Commerce and Downey; Los Angeles County, California.

Native American Contacts Los Angeles County November 9, 2010

Gabrielino-Tongva Tribe
Linda Candelaria, Chairwoman
1875 Century Park East, Suite 1500
Los Angeles CA 90067 Gabrielino
lcandelaria1@gabrielinoTribe.org
310-428-5767- cell
(310) 587-2281

This list is current only as of the date of this document.

Distribution of this list does not relieve any person of statutory responsibility as defined in Section 7050.5 of the Health and Safety Code, Section 5097.94 of the Public Resources Code and Section 5097.98 of the Public Resources Code. Also, federal National Environmental Policy Act (NEPA), National Historic Preservation Act, Section 106 and federal NAGPRA. And 36 CFR Part 800.

This list is only applicable for contacting local Native Americans for consultation purposes with regard to cultural resources impact by the proposed SCH#2010101040; CEQA Notice of Completion; proposed Negative Declaration for the Union Street Trunk Sewer, Section 1; located in the cities of Pico Rivers, Montebello, Commerce and Downey; Los Angeles County, California.

E-Mailed: November 10, 2010 Lgaboudian@lacsd.org November 10, 2010

Ms. Lysa Gaboudian County Sanitation Districts of Los Angeles County P.O. Box 4998 Whittier, CA 90607-4998

Review of the draft Negative Declaration (ND) for the Union Street Trunk Sewer Section One Project

The South Coast Air Quality Management District (AQMD) appreciates the opportunity to comment on the above-mentioned document. The following comments are meant as guidance for the lead agency and should be incorporated into the revised or final CEQA document as appropriate.

The AQMD staff is concerned that the lead agency had failed to demonstrate that that the proposed project will have no significant air quality impacts absent quantification of criteria pollutant emissions, odorous emissions, and greenhouse gas emissions from the proposed project. Without quantifying air quality impacts from the project, the lead agency is unable to support its conclusion that the project will have insignificant air quality impacts. Therefore, AQMD staff requests that the lead agency quantify potentially significant adverse air quality impacts and revise the CEQA document as appropriate.

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(FAC PLAN)

AQMD staff is available to work with the lead agency to address these air quality issues and any other questions that may arise. Please contact Dan Garcia, Air Quality Specialist CEQA Section, at (909) 396-3304, if you have any questions regarding the enclosed comments.

Sincerely,

Ian MacMillan

Program Supervisor, CEQA Inter-Governmental Review Planning, Rule Development & Area Sources

V. M. mil

Attachment

IM:DG

LAC101013-01 Control Number

Quantification of Regional Construction Emissions

1. On page four of the ND the lead agency states that all air quality impacts from the project are less than significant; however, the lead agency did not quantify construction related emissions from the proposed project. As a result, the lead agency has failed to demonstrate that the project's regional air quality impacts are less than significant. Therefore, the AQMD staff recommends that the lead agency identify all air pollutant sources and potential air quality impacts related to the project in the revised or final CEQA document. Specifically, AQMD staff recommends the lead agency calculate air quality impacts from the project's construction activities including emissions from the use off-road construction equipment (e.g., cranes and tractors) on-road mobile sources (e.g., construction worker vehicle trips and material transport trips) and other area sources (e.g., architectural coatings).

2-1

The AQMD adopted its CEQA Air Quality Handbook in 1993 to assist other public agencies with the preparation of air quality analyses. AQMD staff recommends that the lead agency use this Handbook as guidance when preparing its revised air quality analysis. Copies of the Handbook are available from the AQMD's Subscription Services Department by calling (909) 396-3720. Additionally, the lead agency may be able to use the URBEMIS 2007 Model. This model is available on the AQMD Website at: www.aqmd.gov/ceqa/models.htm.

Quantification of Regional and Localized PM2.5 Emissions

2-2

2. As part of the analysis recommended in comment #1 above, AQMD staff also recommends analyzing PM2.5 emissions. The AQMD staff has developed a methodology for calculating PM2.5 emissions from construction activities. In connection with developing PM2.5 calculation methodologies, AQMD staff has also developed both regional and localized significance thresholds. The AQMD staff requests that the lead agency quantify PM2.5 emissions and compare the results to the recommended PM2.5 significance thresholds. Guidance for calculating PM2.5 emissions and PM2.5 significance thresholds can be found at the following internet address: http://www.aqmd.gov/ceqa/handbook/PM2_5/PM2_5.htm.

Localized Construction Emission Impacts

3. The proposed project is in a highly urbanized area, therefore, if the lead agency determines that any sensitive land uses (i.e., schools and schoolyards, parks and playgrounds, day care centers, nursing homes, hospitals, and residential communities) surround the project site AQMD staff recommends calculating localized air quality impacts in addition to analyzing regional air quality impacts (see comments #1 and #2). The results from the localized air quality analysis should be compared the localized significance thresholds (LSTs). LSTs can be used in addition to the recommended regional significance thresholds to indicate whether ambient air quality standards are exceeded locally when preparing a CEQA document. The unsubstantiated findings on page 4 of the ND made by the lead agency are insufficient for evaluating localized air quality impacts, therefore, the AQMD staff requests that the lead agency quantify localized impacts by either using the LSTs

2-3

developed by the AQMD or performing dispersion modeling as necessary. Guidance for performing a localized air quality analysis can be found at: http://www.aqmd.gov/ceqa/handbook/LST/LST.htm.

2-3

Quantification of Greenhouse Gas (GHG) Emissions

4. On page eight of the ND the lead agency relies on a previous CEQA document for a different project to determine the greenhouse gas (GHG) emissions impacts from the proposed project. Absent a project specific GHG analysis AQMD staff is concerned that the lead agency has failed to substantiate that GHG impacts are insignificant from the proposed project. Further, AQMD staff would like to remind the lead agency that Section 15064.4 of the CEQA guidelines requires that the lead agency "make a good faith effort" to quantify the GHG emissions impacts from the proposed project. Given that the lead agency has completed several projects similar to the proposed it is likely that the lead agency's staff has adequate technical information (e.g., type of construction equipment, hours of equipment operation, material delivery trips and energy consumption) to calculate the GHG emissions impacts from the proposed project. Therefore, AQMD staff requests that the revised CEQA document include a quantitative analysis of greenhouse gases, a determination of significance, and, if necessary, feasible mitigation measures.

2-4

Air Quality Mitigation Measures

5. In the event that the lead agency's revised CEQA document requested in comments #1 through #4 demonstrates significant adverse air quality impacts the AQMD staff recommends that the lead agency require mitigation pursuant to Section 15370 of the CEQA Guidelines that could minimize or eliminate significant air quality impacts. To assist the lead agency with identifying possible mitigation measures for the project, please refer to Chapter 11 of the AQMD CEQA Air Quality Handbook for sample air quality mitigation measures. Also, a list of mitigation measures can be found on the AQMD's CEQA webpage at the following internet address: www.aqmd.gov/ceqa/handbook/mitigation/MM intro.htm

2-5

Additionally, AQMD's Rule 403 – Fugitive Dust, and the Implementation Handbook contain numerous measures for controlling construction-related emissions that should be considered for use as CEQA mitigation if not otherwise required.

Odor Impacts

6. The lead agency states that minimal odors will be released from the project during the connection of the proposed sewer line to the existing sewer line. Based on this statement the duration and intensity of the odor release from the proposed project isn't clear. Therefore, AQMD staff requests that the lead agency provide additional information on the potential odor impacts from the proposed project in the revised or final CEQA document. Also, in the event that the lead agency determines in the revised or final CEQA document that there are significant air quality impacts from odors released at the project site the AQMD staff recommends that the lead agency

2-6

provide mitigation in accordance with Section 15370 of CEQA guidelines to minimize or eliminate odors from the proposed project.

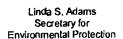
Applicable Regulatory Measures

7. On page nine of the ND the lead agency states that a small portion of the project will be constructed through the outermost edge of a long-inactive landfill. However, the lead agency does not acknowledge or state that the project will comply with AQMD Rule 1150-Excavation of Landfill Sites. Therefore, AQMD staff recommends that the lead agency address compliance with Rule 1150 in the revised or final CEQA document.

2-7







Department of Toxic Substances Control



Maziar Movassaghi Acting Director 9211 Oakdale Avenue Chatsworth, California 91311

Acting Director
211 Oakdale Avenue
Eworth, California 91311

November 16, 2010

Ms. Lysa Gaboudian
Project Engineer
Los Angeles County Sanitation Districts
1955 Workman Mill Road
Whittier, California 90601

NOTICE OF COMPLETION OF NEGATIVE DECLARATION/INITIAL STUDY FOR UNION STREET TRUNK SEWER, SECTION 1, SCH NO. 2010101040

Dear Ms. Gaboudian:

The Department of Toxic Substances Control (DTSC) has received your Notice of Completion of Negative Declaration/Initial Study (ND/IS) for the project mentioned above.

Based on the review of the document, DTSC comments are as follows:

If during implementation of the project, soil contamination is suspected, construction in the area should stop, and appropriate health and safety procedures should be implemented. If it is determined that contaminated soils exist, the ND/IS should identify how any required investigation and/or remediation will be conducted, and which government agency will provide regulatory oversight.

3-1

DTSC provides guidance for Preliminary Endangerment Assessment preparation and cleanup oversight through the Voluntary Cleanup Program (VCP). For additional information on the VCP please visit DTSC's web site at www.dtsc.ca.gov. If you would like to meet and discuss this matter further, please contact me at (818) 717-6550.

3-2

Sincerely,

Alberto T. Valmidiano Project Manager

Brownfields and Environmental Restoration Program - Chatsworth Office

cc: see next page

DOC #

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Ms. Lysa Gaboudian November 16, 2010 Page 2

cc: Governor's Office of Planning and Research State Clearinghouse P.O. Box 3044 Sacramento, California 95812-3044

> Mr. Guenther W. Moskat, Chief Office of Planning and Environmental Analysis CEQA Tracking Center Department of Toxic Substances Control 1001 "1" Street, P.O. Box 806 Sacramento, California 95812-0806

4-1



Metro

November 17, 2010

Lysa Gaboudian
Project Engineer
County Sanitation Districts of Los Angeles County
1955 Workman Mill Road
Whittier, CA 90601

Dear Ms. Gaboudian:

Los Angeles County Metropolitan Transportation Authority (Metro) is in receipt of the Notice of Intent to Adopt Negative Declaration for the Union Street Trunk Sewer, Section 1 project. Although the Initial Study acknowledges potential short-term traffic impacts during construction of the project:

- At least one transit corridor with Metro bus service could be impacted by the project. Metro Bus Operations Control Special Events Coordinator should be contacted at 213-922-4632 regarding construction activities that may impact Metro bus lines. Other Municipal Bus Service Operators including Montebello Bus Lines may also be impacted and therefore should be included in construction outreach efforts;
- 2. Project construction activities may impact Union Pacific railroad right-of-way. If access is necessary for the developer or his contractor to enter the railroad ROW during construction, a temporary right of entry agreement must be obtained from Union Pacific.

If you have any questions regarding this response, contact me at 213-922-2836 or by email at hartwells@metro.net.

Metro CEQA Review Coordination One Gateway Plaza MS 99-23-2 Los Angeles, CA 90012-2952 Attn: Scott Hartwell

Sincerely,

Scott Hartwell

CEQA Review Coordinator, Long Range Planning

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Jahondian L

ENCLOSURE B



NEGATIVE DECLARATION

| | PROPOSED |
|----------|----------|
| ⊠ | FINAL |

Name of Project:

Union Street Trunk Sewer, Section 1

Project Location:

The project begins at an existing sewer immediately southeast of the Rio Hondo Channel, then through private land under the Rio Hondo Channel and under the Rio Hondo Spreading Grounds, continues 600 feet northwesterly on Telegraph Road and terminates about 260 feet south of Slauson Avenue on Telegraph Road, all within the Cities of Pico Rivera, Montebello, Commerce and Downey. The construction of the local sewer connection is located in public right of way at the intersection of Washington Boulevard and Paramount Boulevard, within the City of Pico Rivera.

Entity or Person

Undertaking Project:

County Sanitation District No. 2 of Los Angeles County

Project Description:

This project provides a gravity sewer to replace the existing Slauson Avenue Pumping Plant and force main, which were constructed in 1964. The project consists of the construction of approximately 1,100 feet of 18-inch diameter vitrified clay pipe sewer, appurtenant structures, and abandonment of the existing pumping plant and force main. In addition, this project includes construction of a connection from a local sewer to the Joint Outfall "H" Unit 3 Replacement Trunk Sewer, Section 3.

Findings: The project will not have a significant effect on the environment. On the basis of the whole record, including the Initial Study and all comments received, the Board of Directors of County Sanitation District No. 2 of Los Angeles County finds that there is no substantial evidence that the project will have a significant effect on the environment, and that this Negative Declaration reflects the independent judgment and analysis of County Sanitation District No. 2 of Los Angeles County.

Initial Study: An Initial Study of this project was undertaken and prepared in accordance with the Local Procedures Implementing the California Environmental Quality Act (CEQA) as adopted by the County Sanitation Districts of Los Angeles County for the purpose of ascertaining whether this project might have a significant effect on the environment. A copy of such Initial Study is attached hereto and incorporated herein by reference. The Initial Study documents the reasons supporting the above findings.

Mitigation Measures: The following mitigation measures have been included in the project to avoid potentially significant effects:

No mitigation measures are required for this project.

Date: February 22, 2012 Mace R. Chan

Grace Robinson Chan

Chief Engineer and General Manager



County Sanitation District No. 2 of Los Angeles County 1955 Workman Mill Road Whittier, CA 90601

ORIGINAL FILED

FEB 2 3 2012

LOS ANGELES, COUNTY CLERK

NOTICE OF DETERMINATION

To:

County Clerk, County of Los Angeles

12400 East Imperial Highway

Room 2001

Norwalk, CA 92650

Subject:

Filing of Notice of Determination in Compliance With Section 21152 of the Public

Resources Code

Project Title:

Union Street Trunk Sewer, Section 1

Project Location:

The project begins at an existing sewer immediately southeast of the Rio Hondo Channel, then through private land under the Rio Hondo Channel and under the Rio Hondo Spreading Grounds, continues 600 feet northwesterly on Telegraph Road and terminates about 260 feet south of Slauson Avenue on Telegraph Road, all within the Cities of Pico Rivera, Montebello, Commerce and Downey. The construction of the local sewer connection is located in public right of way at the intersection of Washington Boulevard

and Paramount Boulevard, within the City of Pico Rivera.

Project Description: This project provides a gravity sewer to replace the existing Slauson Avenue Pumping Plant and force main, which were constructed in 1964. The project consists of the construction of approximately 1,100 feet of 18-inch diameter vitrified clay pipe sewer, appurtenant structures, and abandonment of the existing pumping plant and force main. In addition, this project includes construction of a connection from a local sewer to the Joint Outfall "H" Unit 3 Replacement Trunk Sewer, Section 3.

Contact Person:

Lysa Gaboudian, Project Engineer

(562) 908-4288, extension 2707, Lgaboudian@lacsd.org

This is to advise that on February 22, 2012, the Board of Directors of County Sanitation District No. 2 of Los Angeles County approved the above project and made the following determinations regarding the project:

- The project will not have a significant effect on the environment. 1.
- A Negative Declaration, which reflects the independent judgment and analysis of County 2. Sanitation District No. 2 of Los Angeles County, was prepared for this project pursuant to the provisions of the California Environmental Quality Act.

The adopted Negative Declaration is available to the general public at the District's Joint Administrative Office, 1955 Workman Mill Road, Whittier, California 90601.

Date:

February 23, 2012

Chief Engineer and General Manager DOC #1711943